

Attorney's Docket No.: 10276-018003

OFFICIAL COMMUNICATION**FACSIMILE****FOR THE PERSONAL ATTENTION OF:****OFFICE OF PETITIONS****FAX RECEIVED****GROUP FAX NO: (703) 308-6916****APR 17 2002**

Number of pages including this page 21

PETITIONS OFFICEApplicant : Pietropaolo et al.
Serial No. : 08/467,605
Filed : June 6, 1995Art Unit : 1648
Examiner : Office of Petitions**FACSIMILE COMMUNICATION**

Title : ANTIGEN ASSOCIATED WITH TYPE I DIABETES MELLITUS

Commissioner for Patents
Washington, D.C. 20231

Sir:

Attached to this facsimile communication cover sheet is (a) a duplicate copy of a Petition to Revoke mailed July 10, 1998 (and copies of associated filing documents) in the above-identified application, (b) a request for status, and (c) a Change of Correspondence Address form faxed this Seventeenth day of April, 2002, to the Office of Petitions, the United States Patent and Trademark Office.

Respectfully submitted,

Date: April 17, 2002

Leda Tiviano, Reg. No. 50,635
for Louis Myers
Reg. No. 35,965

Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Fax: (617) 542-8906

20420038.doc

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at (617) 542-5070 to arrange for its return. Thank you.

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

PATENT

Attorney Docket No.: JDP-032CPDVApplicant(s): Massimo Pietropaolo, George S. EisenbarthUSSN: 08/467,605 filed June 6, 1995entitled ANTIGEN ASSOCIATED WITH TYPE I DIABETES MELLITUS

The Patent and Trademark Office date stamp imprinted hereon sets forth the date of receipt of:



Description of Paper and No.:

- ☒ Transmittal Letter;* (1 p*)
- ☒ Petition Under 37 CFR 1.37(a) to Revive
An Unavoidably Abandoned Appln (3 pp)*;
- ☒ Copy of PTO-1432 (1 p.)
- ☒ Appendix A (8 pages)
- ☒ Appendix B (1 page)
- ☒ Appendix C (1 page)
- ☐ executed

- ☐ Small Entity Declaration
- ☐ Revocation of Prior Powers/Appt of New
Power of Attorney
- ☐ Information Disclosure Statement;
 - ☐ PTO 1449 Form; pages;
 - ☐ References;

- ☒ One check for \$55.00;
- ☒ Other : this return postpaid postcard

*Includes a Certificate of Mailing

Atty: Louis Myers, Reg. No. 35,965

Date: July 10, 1998

025309

LAHIVE & COCKFIELD, LLP

07/10/98

COMPUTER
CHECK NO. 025309

Commissioner of Patents & Trademarks

YOUR INVOICE NO.	INVOICE DATE	AMOUNT	DISCOUNT	NET AMOUNT	CHECK TOTAL
JDP-032CPDV	07/10/98				55.00
					55.00

PLEASE DETACH BEFORE DEPOSITING

LAHIVE & COCKFIELD, LLP
28 STATE STREET
BOSTON, MA 02109



CITIZENS BANK 025309

Citizens Bank of Massachusetts, Boston, MA

5-7017
2110

025309

DATE	AMOUNT
07/10/98	\$*****55.00

FIFTY-FIVE DOLLARS & ZERO CENTS

TWO SIGNATURES REQUIRED FOR AMOUNT
IN EXCESS OF \$30,000.00
VOID AFTER 180 DAYS

Commissioner of Patents & Trademarks

PAY
TO THE
ORDER
OF

⑈0025309⑈ ⑆211070175⑆1102014483⑈

Customer No.: 000959

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Massimo Pietropaolo,
George S. Eisenbarth
Serial No.: 08/467,605
Filed: June 6, 1995
For: ANTIGEN ASSOCIATED WITH TYPE I
DIABETES MELLITUS
Attorney Docket No.: JDP-032CPDV
(Formerly IMI-001CPDV)

Group Art Unit: 1648

Examiner: L. Scheiner

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

BOX DAC

Assistant Commissioner for Patents
Washington, DC 20231TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing in the above-referenced patent application is:

1. Petition Under 37 CFR 1.137(a) To Revive An Unavoidably Abandoned Application (3 pp.);
2. Copy of PTO-1432 (1 p.);
3. Appendix A (8 pages); Appendix B (1 page); Appendix C (1 page);
4. Check in the amount of \$55.00 in payment of petition fee; and
5. Postpaid return postcard.

The Assistant Commissioner is hereby authorized to charge payment of any additional fees or credit any overpayment to Deposit Account No. 12-0080.

Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX DAC, Assistant Commissioner for Patents, Washington, D.C. 20231, on the date set forth below.

July 10, 1998

Date of Signature and of Mail Deposit

Louis Myers, Reg. No.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP



Louis Myers, Reg. No. 95,965

Attorney for Applicant

28 State Street

Boston, MA 02109

Telephone: (617) 227-7400

Telecopier: (617) 742-4214

#15

Customer No.: 000959

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Massimo Pietropaolo,

George S. Eisenbarth

Serial No.: 08/467,605

Filed: June 6, 1995

For: ANTIGEN ASSOCIATED WITH TYPE I
DIABETES MELLITUSAttorney Docket No.: JDP-032CPDV
(Formerly IMI-001CPDV)

Group Art Unit: 1648

Examiner: L. Scheiner

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

BOX DAC

Assistant Commissioner for Patents
Washington, DC 20231**PETITION TO THE COMMISSIONER UNDER 37 CFR 1.137(a) TO REVIVE
AN UNAVOIDABLY ABANDONED APPLICATION**

Dear Sir:

An Office Action was mailed on October 27, 1997. A response was due on January 27, 1998, which was extended until March 27, 1998, by timely request and timely payment for two months' extension of time. Applicant's attorney responded by filing a timely and proper response to the Office Action, including a certificate of mailing, on March 27, 1998. A Notice of Abandonment was mailed on May 11, 1998. Applicant submits that the Notice was improperly issued and thus the abandonment was unavoidable. Applicant requests withdrawal of the Notice of Abandonment.

FACTS

An Office Action was mailed on October 27, 1997. Applicant responded to the Office Action by filing the following on March 27, 1998:

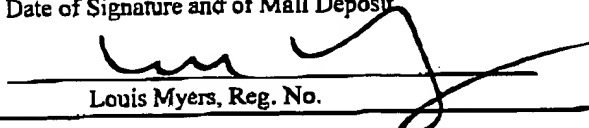
1. A transmittal letter bearing a First Class mailing certificate signed by the undersigned and dated March 27, 1998 (1 p.);

Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date set forth below.

July 10, 1998

Date of Signature and of Mail Deposit


Louis Myers, Reg. No.

USSN 08/467,605

Atty Docket: JDP-032CPDV

2.

2. Amendment and Response bearing a First Class mailing certificate signed by the undersigned and dated March 27, 1998 3 pp.);

3. Signed Declaration Under 37 CFR 1.132 by Dr. Massimo Pietropaolo (2 pp.);

4. Request for Two-month Extension of time extending the time for response till March 27, 1998 (1 p.);

5. A check for: \$200.00 in payment of the Two Month Extension fee;

6. Postpaid return postcard.

Copies of all of the above-listed documents are enclosed as Appendix A.

On May April 3, 1998, the check in the amount of \$200.00 for the two-month extension fee was deposited by the Patent and Trademark Office (A copy of the check front and back showing the endorsement is enclosed as Appendix B).

On April 2, 1998 Applicant received the return postcard bearing the Patent and Trademark Office date stamp for March 30, 1998. Copies of both sides of the returned post card are enclosed as Appendix C.

On May 13, 1998, Applicant's attorney received a "Notice of Abandonment" mailed May 11, 1998. (Enclosed is a copy of the Form PTO-132 Notice of Abandonment.)

THE DELAY WAS UNAVOIDABLE

The Office Action of October 27, 1997, was due on January 27, 1998, which was extended until March 27, 1998, by request and payment for two months' extension of time. Applicant's attorney responded by filing the above-listed documents on March 27, 1998. Applicant submits that any delay was on the part of the PTO and was therefor unavoidable.

RELIEF REQUESTED

Applicant requests that the "Notice of Abandonment" be withdrawn.

If you need additional information or if I can be of further assistance please call me at (617) 227-7400.

USSN 08/467,605

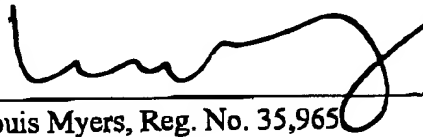
Atty Docket: JDP-032CPDV

3.

The petition fee of \$55.00 set forth in 37 CFR § 1.17(1) is enclosed. Applicant respectfully requests a refund of the petition fee which may be credited to our Deposit Account No. 12-0080. The undersigned authorizes the charging of any additional fees and crediting of any overpayment associated with this communication to our Deposit Account No. 12-0080.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP



Louis Myers, Reg. No. 35,965

Attorney for Applicant

28 State Street

Boston, MA 02109

Telephone: (617) 227-7400

Telecopier: (617) 742-4214

Date: July 10, 1998


UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

JDP-DECEP2V

SERIAL NUMBER 08/467605	FILING DATE 05/11/98	FIRST NAMED APPLICANT LAHIVE & COCKFIELD, LLP	ATTORNEY DOCKET NO. JDP-DECEP2V
----------------------------	-------------------------	--	------------------------------------

 LAHIVE & COCKFIELD, LLP
 28 STATE STREET
 BOSTON MA 02109

HM21/0511

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

EXAMINER	
LAHIVE & COCKFIELD	
ART UNIT 1046	PAPER NUMBER 13

DATE MAILED: 05/11/98

DOCKETED
 MAY 19 1998
 JUNE 11 1998
 JULY 11 1998
NOTICE OF ABANDONMENT

PETITION TO REVIVE

This application is abandoned in view of:

- ☒ Applicant's failure to respond to the Office letter, mailed 10/27/94.
 - ☐ Applicant's letter of express abandonment which is in compliance with 37 C.F.R. 1.138.
 - ☐ Applicant's failure to timely file the response received _____ within the period set in the Office letter.
 - ☐ Applicant's failure to pay the required issue fee within the statutory period of 3 months from the mailing date of _____ of the Notice of Allowance.
- ☐ The issue fee was received on _____
- ☐ The issue fee has not been received in Allowed Files Branch as of _____

In accordance with 35 U.S.C. 151, and under the provisions of 37 C.F.R. 1.316(b), applicant(s) may petition the Commissioner to accept the delayed payment of the issue fee if the delay in payment was unavoidable. The petition must be accompanied by the issue fee, unless it has been previously submitted, in the amount specified by 37 C.F.R. 1.17(i), and a verified showing as to the causes of the delay.

If applicant(s) never received the Notice of Allowance, a petition for a new Notice of Allowance and withdrawal of the holding of abandonment may be appropriate in view of *Delgar Inc. v. Schuyler*, 172 U.S.P.Q. 513.

- ☐ Applicant's failure to timely correct the drawings and/or submit new or substitute formal drawings by _____ as required in the last Office action.
☐ The corrected and/or substitute drawings were received on _____
- ☐ The reason(s) below.

5/11/98

COPY

 LAURIE SCHEINER
 PRIMARY EXAMINER

RECEIVED LAHIVE & COCKFIELD
MAY 13 1998
BY: MPC

ENTERED

appendix A

LAHIVE & COCKFIELD, LLP

COUNSELLORS AT LAW
28 STATE STREET
BOSTON, MASSACHUSETTS 02109
TELEPHONE (617) 227-7400
FAX (617) 742-4214
lc@lahcoc.com

LINDA M. CHINN
JEANNE M. DIGIORGIO
DEBRA J. MILASINIC, Ph.D.
LAURANNE S. BUTLER

OF COUNSEL
JEREMIAH LYNCH
LAWRENCE E. MONKS
WILLIAM A. SCOFIELD, JR.
KEVIN J. CANNING

PATENT AGENTS
CATHERINE J. KARA, Ph.D.
MARK D. RUSSETT

TECHNICAL SPECIALISTS
IVANA MARAVIC-MAGOVCEVIC, Ph.D.
MEGAN E. WILLIAMS, Ph.D.
SONIA K. GUTERMAN, Ph.D.
DIANA M. COLLAZO, Ph.D.
JASBJR K. SAGOO, Ph.D.
MARIA C. LACCOTRIPE, Ph.D.
REZA MOLLAAGHABABA, Ph.D.
PHILIP A. SWAIN, Ph.D.

COPY

March 27, 1998

Assistant Commissioner for Patents
Washington, D.C. 20231

FAX RECEIVED

Re: U.S. Patent Application Serial No. 08/467,605

Filed: June 6, 1995

Title: ANTIGEN ASSOCIATED WITH TYPE I DIABETES MELLITUS

Inventors: Massimo Pietropaolo and George S. Eisenbarth

Our File Ref: JDP-032CPDV (Formerly IMJ-001CPDV)

APR 17 2002

PETITIONS OFFICE

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Amendment and Response (3 pages);
2. Executed Declaration Under 37 C.F.R. § 1.132 by Dr. Massimo Pietropaolo (2 pages);
3. Request for Two-Month Extension of Time;
4. Check for \$200.00 to cover extension fee; and
5. A Return Postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond.

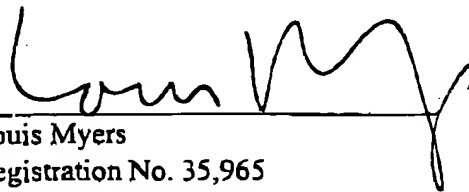
I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:

March 27, 1998

Date

Louis Myers, Reg. No. 35,965

Respectfully submitted,


Louis Myers
Registration No. 35,965
Attorney for Applicant

#16

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Massimo Pietropaolo and
George S. Eisenbarth

Serial No.: 08/467,605

Filed: June 6, 1995

For: ANTIGEN ASSOCIATED WITH TYPE I
DIABETES MELLITUS

Attorney Docket No.: JDP-032CPDV
(Formerly IMI-001CPDV)

Group Art Unit: 1813

Examiner: L. Scheiner

COPY

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

Assistant Commissioner for Patents
Washington, D.C. 20231

Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

27 Mar 98
Date of Signature and of Mail Deposit

By:

Louis Myers
Reg. No. 35,965
Attorney for Applicants

AMENDMENT AND RESPONSE

Dear Sir:

In response to the Office Action dated October 27, 1997, the Applicants submit the following amendments and remarks. A separate petition for an extension of time is being filed concurrently herewith.

In the claims:

Please amend claims 50-52 as follows.

U.S. Serial No.: 08/000,605

-2-

Group Art Unit: 1813

50. (Amended) A host cell transformed with the recombinant expression vector [of claim] of claim 46.

51. (Amended) A host cell transformed with the recombinant expression vector [of claim] of claim 47.

52. (Amended) A host cell transformed with the recombinant expression vector [of claim] of claim 48.

REMARKS

Claims 8, 9 and 35-52 are pending in the application. Claims 50-52 have been amended. Any amendments to and/or cancellation of the claims should in no way be construed as an acquiescence to any of the objections and/or rejections of record. The amendments and/or cancellations are being made to expedite prosecution of the above-identified application. Applicants reserve the right to file the same or similar claims in this or another application. Claims 8, 9, 35, 37-41, 44-47 and 49-51 have been rejected under 35 USC §102(a).

Rejection of Claims 8, 9, 35-41, 44-47 and 49-51 under 35 USC §102(a)

Claims 8, 9, 35, 37-41, 44-47 and 49-51 were rejected under 35 USC §102(a) as being anticipated by *Pietropaolo et al.*, *Diabetes* 40:1A, abstract #2.

The Examiner states:

Pietropaolo et al. teach the PM-1 protein wherein an initial sequence shows a 252bp open reading frame coding for 84 amino acids without significant homologies to known sequences. *Pietropaolo et al.* failed to disclose the specific nucleotide sequence of their clone. However, a sequence is merely a characterization of the DNA and *Pietropaolo et al.* teach that DNA which inherently possesses the claimed sequence. The vector and host cell are also taught.

U.S. Serial No.: 08/4,605

-3-

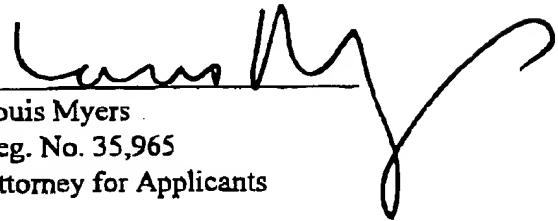
Group Art Unit: 1813

Applicants respectfully traverse rejection as applied to claims 8, 9, 35, 37-41, 44-47 and 49-51. The *Pietropaolo* et al. reference is inventors' own work published within one year of the filing date of the present invention and as such is not available as art. An executed *In re Katz* Declaration by Dr. Pietropaolo is submitted herewith.

CONCLUSION

The above rejections and objections are either improper or do not pertain to the claims as newly amended and should be withdrawn. The claims are in condition for allowance. If a telephone conversation with Applicants' Attorney would expedite the prosecution of the above-identified application, the Examiner is urged to call Applicants' Attorney at (617) 227-7400.

Respectfully submitted,



Louis Myers
Reg. No. 35,965
Attorney for Applicants

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
(617) 227-7400

Dated: March 27, 1998

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Massimo Pietropaolo and
George S. Eisenbarth

Serial No.: 08/467,605

Filed: June 6, 1995

For: ANTIGEN ASSOCIATED WITH TYPE 1
DIABETES MELLITUS

Attorney Docket No.: JDP-032CPDV

Group Art Unit: 1813

Examiner: L. Scheiner

COPY
FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

Assistant Commissioner for Patents
Washington, DC 20231

DECLARATION UNDER 37 C.F.R. § 1.132 BY DR. MASSIMO PIETROPAOLO

Sir:

I, Massimo Pietropaolo, a permanent resident of the United States of America, residing in Pittsburgh, Pennsylvania, hereby declare as follows:

- (1) I am co-inventor with George S. Eisenbarth of the subject matter described and claimed in the above-identified application.
- (2) I am co-author with L. Castano, E. Russo, A. Powers, O. Barnea and G.S. Eisenbarth of an abstract entitled "Utilization of a human Agt11 islet library to identify novel autoantigens associated with Type 1 Diabetes" which was published in the journal *Diabetes* 40:1A (Abstract #2), May 1991.
- (3) In the work reported in the above-referenced abstract, L. Castano, E. Russo, A. Powers and O. Barnea, worked under my and Dr. George S. Eisenbarth's direction and supervision, providing technical assistance.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

USSN: 08/467,605

-2-

Group Art Unit: 1813

Any Dkt: JDP-032CPDV

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

03/25/98

Date

Massimo Pietropaolo

Dr. Massimo Pietropaolo

#17

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Massimo Pietropaolo and
George S. Eisenbarth

Serial No.: 08/467,605

Filed: June 6, 1995

For: ANTIGEN ASSOCIATED WITH TYPE I
DIABETES MELLITUS

Attorney Docket No.: JDP-032CPDV
(Formerly IMI-001CPDV)

Group Art Unit: 1813

Examiner: L. Scheiner

COPY

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

Assistant Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR TWO-MONTH EXTENSION OF TIME

Dear Sir:

Applicants request a two-month extension of time pursuant to 37 CFR 1.136(a) up to and including March 27, 1998 in which to respond to the outstanding Office Action dated October 27, 1997.

Enclosed is a check which covers the appropriate fee of \$200.00 based on small entity status. Please charge any underpayments or credit any overpayments to our Deposit Account No. 12-0080.

Certificate of First Class Mailing (37 CFR 1.8(a))

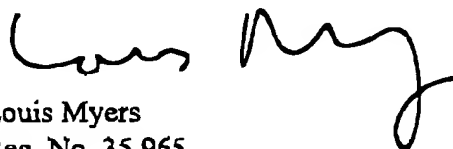
I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on:

March 27, 1998

Date

Louis Myers, Reg. No. 35,965

Respectfully submitted,



Louis Myers
Reg. No. 35,965
LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
(617) 227-7400

Dated: March 27, 1998
JDP032CPDVEXT2.DOC

LAHIVE & COCKFIELD, LLP

Commissioner of Patents & Trademarks

03/27/98

COMPUTER CHECK NO. 023455

YOUR INVOICE NO.	INVOICE DATE	AMOUNT	DISCOUNT	NET AMOUNT	CHECK TOTAL
JDP-032CPDV	03/27/98				200.00
					200.00

PLEASE DETACH BEFORE DEPOSITING

LAHIVE & COCKFIELD, LLP
28 STATE STREET
BOSTON, MA 02109



CITIZENS BANK 023455

Citizens Bank of Massachusetts, Boston, MA

6-7017
2110

023455

DATE	AMOUNT
03/27/98	\$*****200.00

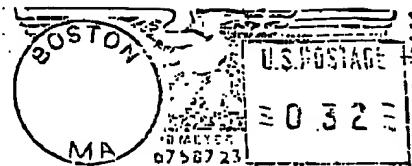
TWO HUNDRED DOLLARS & ZERO CENTS

TWO SIGNATURES REQUIRED FOR AMOUNT
IN EXCESS OF \$30,000.00
VOID AFTER 180 DAYS

Commissioner of Patents & Trademarks

PAY
TO THE
ORDER
OF

⑈0023455⑈ ⑆211070175⑆1102014483⑈



NO POSTAGE STAMP NECESSARY
POSTAGE HAS BEEN PREPAID BY

LAHIVE & COCKFIELD, LLP
28 STATE STREET
BOSTON, MA 02109

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

COPY

Office No. IDP-032CPDV
(Formerly IMI-001CPDV)

THE "RECEIVED" STAMP OF THE PATENT AND TRADEMARK OFFICE
IMPRINTED HEREON ACKNOWLEDGES THE FILING OF:

Description of Paper and No.: Transmittal Letter (1 page); Amendment and Response (3 pages); Executed Declaration Under 37 C.F.R. § 1.132 by Dr. Massimo Pietropaolo (2 pages); Request for Two-Month Extension of Time (1 page); Check for \$200.00 in payment of Extension Fee and this Return Postcard.

Name of Applicant(s): Massimo Pietropaolo et al.

Intf. or Serial No.: 08/467,605

Atty: Louis Myers

Date: March 27, 1998

*with Certificate of First Class Mailing

COPY

*appendix
C*

COPY

Office No. IDP-032CPDV
(Formerly IMI-001CPDV)THE "RECEIVED" STAMP OF THE PATENT AND TRADEMARK OFFICE
IMPRINTED HEREON ACKNOWLEDGES THE FILING OF:

Description of Paper* and No.: Transmittal Letter (1 page); Amendment and Response (3 pages);
Executed Declaration Under 37 C.F.R. § 1.132 by Dr. Massimo Pietropaolo (2 pages); Request for Two-
Month Extension of Time (1 page); Check for \$200.00 in payment of Extension Fee and this Return
Postcard.

Name of Applicant(s): Massimo Pietropaolo et al.

Intf. or Serial No.: 08/467,605

Atty: Louis Myers

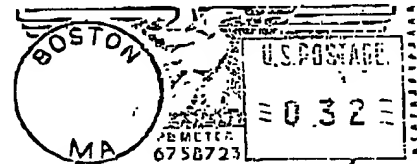
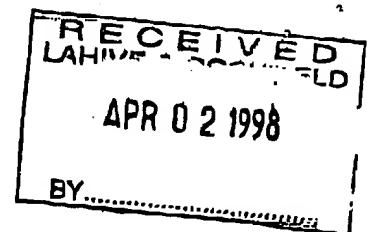
Date: March 27, 1998

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

*with Certificate of First Class Mailing

NO POSTAGE STAMP NECESSARY
POSTAGE HAS BEEN PREPAID BYLAHIVE & COCKFIELD, LLP
28 STATE STREET
BOSTON, MA 02109

Attorney's Docket No.: 10276-018003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Pietropaolo et al.

Art Unit : 1648

Serial No. : 08/467,605

Examiner : L.Scheiner

Filed : June 6, 1995

Title : ANTIGEN ASSOCIATED WITH TYPE I DIABETES MELLITUS

Commissioner for Patents
Washington, D.C. 20231

FAX RECEIVED

APR 17 2002

STATUS INQUIRY

PETITIONS OFFICE

Applicant respectfully inquires as to the status of the above application. A Petition to Revoke An Unavoidably Abandoned Application was filed on July 10, 1998. A copy of the Petition as filed is enclosed. Also enclosed is an application for change of correspondences address.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

April 17, 2002

By:

*Leda Livinas, Reg. No. 50,635*Louis Myers
Reg. No. 35,965

Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

20418833.doc

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

April 17, 2002

Date of Transmission

Signature

Maria Reen

Maria Reen

Typed or Printed Name of Person Signing Certificate

Please type a plus sign (+) inside this box →



PTO/SB/122 (10-00)

Approved for use through 10/31/2002. OMB 0651-0035
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

CHANGE OF CORRESPONDENCE ADDRESS Application Address to: Commissioner for Patents Washington, D.C. 20231	Application Number	08/467,605
	Filing Date	June 6, 1995
	First Named Inventor	
	Group Art Unit	
	Examiner Name	
	Attorney Docket Number	10276-018003

Please change the Correspondence Address for the above-identified application to:



Customer Number

Type Customer Number here

Place Customer
Number Bar Code
Label here

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Fish & Richardson P.C.		
Address	225 Franklin Street Boston, Massachusetts 02110-2804		
Country	United States of America		
Telephone	(617) 542-5070	Fax	(617) 542-8906

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the :

- ☐ Applicant/Inventor.
- ☐ Assignee of record of the entire interest.
Certificate under 37 CFR 3.73(b) is enclosed.
- ☒ Attorney or agent of record.
- ☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number 35,965

FAX RECEIVED

APR 17 2002

PETITIONS OFFICE

Typed or
Printed Name Louis Myers

Signature

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

20418864.doc

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

703 308 6916

*** RX REPORT ***

RECEPTION OK

TX/RX NO	5708
CONNECTION TEL	617 542 8906
CONNECTION ID	F&R BOSTON
START TIME	04/17(WE)15:55
USAGE TIME	05'54"
PGS.	21
RESULT	OK